

United States District Court
Southern District of New York

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Alpha Capital Anstalt and
Osher Capital Partners, LLC,

Plaintiff,

vs.

Oxysure Systems, Inc. and
Julian Ross,

Defendants.
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Affirmation

15 CV 5443 (VM)(GWG)

Ari Kluger hereby affirms under penalties of perjury:

1. I am an Officer of LH Financial Services, Inc. ("LH") which is a service company for Alpha Capital Anstalt ("Alpha Capital"). LH negotiated the purchase of Oxysure securities at issue in this case on behalf of Alpha Capital. I was involved in those negotiations and in all the events subsequent to the purchase. I am also a Principal of Osher Capital Partners, LLC.

2. I have reviewed Plaintiffs' Memorandum of Law in support of the summary judgment motion. The facts asserted therein are true to my knowledge.

Dated: New York, New York
April 21, 2016



Ari Kluger